

FIRST REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 285

97TH GENERAL ASSEMBLY

1046L.02P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 195, RSMo, by adding thereto one new section relating to distribution of a controlled substance near child care facilities, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 195, RSMo, is amended by adding thereto one new section, to be
2 known as section 195.215, to read as follows:

195.215. 1. A person commits the offense of distribution of a controlled substance
2 **near a child care facility if such person violates section 195.211 by unlawfully distributing**
3 **or delivering any controlled substance to a person in or on, or within two hundred feet of,**
4 **the real property comprising a child care facility as defined in section 210.201, or a child**
5 **placing agency or residential care facility as defined in section 210.481.**

6 **2. Distribution of a controlled substance near a child care facility is a class A felony**
7 **which term shall be served without probation or parole if the court finds the defendant is**
8 **a persistent drug offender.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.